

ENTERED

May 19, 2017

David J. Bradley, Clerk

**ORDER ADOPTING MAGISTRATE JUDGE'S
MEMORANDUM AND RECOMMENDATION**

Having reviewed the Magistrate Judge's Memorandum and Recommendation dated April 21, 2017, the court is of the opinion that said Memorandum and Recommendation should be adopted by this court.

It is, therefore, **ORDERED** that the Memorandum and Recommendation is **ADOPTED** by this court. Plaintiff's claims must proceed to trial.

The Clerk shall send copies of this Order to the respective parties.

SIGNED at Houston, Texas, this 19th day of May, 2017.

11th day of May,

SIM LAKE
UNITED STATES DISTRICT JUDGE